



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

Norman H. Bangerter

Governor

Dee C. Hansen

Executive Director

Robert L. Morgan

State Engineer

1636 West North Temple, Suite 220

Salt Lake City, Utah 84116-3156

801-538-7240

January 18, 1991

Mr. David L. Murray, President
Whiterocks Irrigation Company
Lapoint, UT 84039

Dear Mr. Murray:

Re: Storage in Lapoint Reservoir

This letter is to amend the order dated November 21, 1990 which was sent to you concerning storage in Lapoint Reservoir. The order remains in force concerning the storage of the 1905 winter culinary water in Lapoint Reservoir. Any such culinary water which was stored in Lapoint Reservoir after November 1, 1990 must be released.

I believe the distribution order regarding storage priority dates on the Uinta and Whiterocks Rivers correctly stated the relative priorities. However, because of the cross-appeals, I decided that the order should be withdrawn and the issues resolved between the parties involved. Therefore, the decision regarding the relative priority dates between Lapoint Reservoir and Brough Reservoir will be decided by the court if the issue is litigated.

The release of any water which was improperly stored in Lapoint Reservoir should be coordinated with the River Commissioner.

If you have any questions concerning this amended order, please contact Bob Leake, Area Engineer at 781-0770 or Lee Sim, Directing Engineer for Distribution at 538-7380.

Sincerely,

Robert L. Morgan, P. E.
State Engineer

RLM:LHS:bd

cc: Bob Leake, Area Engineer
Lee H. Sim, Directing Engineer for Distribution
John H. Mabey, Assistant Attorney General